



Pennsylvania Turnpike Commission

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Office of Chief Counsel

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July 19, 2019

Via e-mail

76132-28433109@requests.muckrock.com

Taylor Amarel
MuckRock News
DEPT MR 76132
411A Highland Ave
Somerville, MA 02144-2516

RE: Right-to-Know Law Request No. 2254

Dear Mr. Amarel:

This letter acknowledges receipt by the Pennsylvania Turnpike Commission (hereinafter "Commission") of your written request for public records pursuant to the Right-to-Know Law, 65 P.S. § 67.101 et seq. (hereinafter "RTKL"). The Commission received your request on July 10, 2019. On July 17, 2019, the Commission notified you that it required an additional 30 calendar days, until August 16, 2019, in which to provide a final written response to your request. This letter will serve as the Commission's final response.

For purposes of this letter, you have stated:

I would like to obtain all emails sent to, from, or copied to Pasquale T. (Pat) Deon Sr. containing the non-case-sensitive key-string "EB-5" from January 1, 2017 to January 1, 2018.

The RTKL defines a public record, in pertinent part, as:

A record, including a financial record, of a Commonwealth ... agency that: (1) is not exempt under section 708; (2) is not exempt from being disclosed under any other Federal or State law or regulation or judicial order or decree; or (3) is not protected by a privilege.

65 P.S. § 67.102.

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As written, your request meets the requirements of the RTKL. However, after a thorough examination of the records in its possession, custody and control, the Commission determined that no public record exists to satisfy your request. For this reason, your request is denied.

You have a right to appeal the determination. The appeal must be submitted to the Office of Open Records within fifteen (15) business days of the mailing date of the Commission's response denying your request. Your appeal must state the grounds upon which you assert that the records requested are public records and addressing any grounds stated by the Commission for denying your request. 65 P.S. § 67.1101(a).

Appeals should be sent to:

Office of Open Records
333 Market Street, 16th Floor
Harrisburg, PA 17101-2234
Facsimile: 717-425-5343
E-mail: openrecords@state.pa.us [As a Word or PDF attachment]

You must also submit an identical copy of your appeal to the Commission. The copy should be sent to:

Asia Veale
Open Records Officer
P.O. Box 67676
Harrisburg, Pennsylvania 17106-7676
Facsimile: 717-986-9654
E-mail: aveale@paturndike.com

For more information regarding the procedure to appeal, please visit the Office of Open Records' website at <https://www.openrecords.pa.gov>.

If you have any questions regarding this letter, please contact me at (717) 831-7381.

Very truly yours,

L. Evan Van Gorder

L. Evan Van Gorder
Assistant Open Records Officer